



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • www.montgomerycountymd.gov/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 9/25/09 at 7 pm

Tuesday, September 22, 2009

9:30 **MOMENT OF SILENCE**

9:35 **PRESENTATION** - Proclamation in recognition of Tower Oaks Boulevard Project
Certified LEED Platinum by Councilmember Floreen

9:40 **GENERAL BUSINESS**

(Lauer)

A. **Announcement** - Agenda and Calendar Changes

- The public hearing on the FY11 WSSC Spending Control Limits is scheduled for October 6, 2009 at 1:30 pm.

(1) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: July 28, 2009

(2) 9:45 **CONSENT CALENDAR**

A. **Introduction** - Resolution to approve memorandum of agreement authorizing Police Department to provide out-of-county services: Intergovernmental Cooperation Agreement with Pittsburgh, PA for the G20 Summit

(Drummer)

Public Hearing is scheduled for 9/22/09 at 1:30 pm.

B. **Action** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Montgomery County's Small Business Revolving Loan Fund

(Ferber)

C. **Action** - Resolutions to support applications for the State's Community Investment Tax Credit Program: Jewish Social Service Agency

(Davidson)

D. **Action** - Resolution to transfer \$1,311,070 project balance within the MCPS' FY10 Capital Budget to Unliquidated Surplus:

(Levchenko)

- \$755,000 from Bethesda Chevy-Chase High School Addition
- \$556,070 from Poolesville High School Laboratory Upgrades and Addition

(2) 9:45 **CONSENT CALENDAR** *(continued)*

- E. **Action** - Resolution to transfer \$2,112,070 project balance within the MCPS' FY10 Capital Budget from Unliquidated Surplus: (Levchenko)
- \$430,790 to Stormwater Discharge management
 - \$1,681,280 to Roscoe R. Nix Elementary School
- F. **Action** - Resolution to amend Resolution 16-970 for the FY10 Designation of Entities for Non-Competitive Contract Award Status for the following: (McMillan)
- Liberty Grove Methodist Church, Inc.
 - Sharp Street United Methodist Church, Inc.
 - Youth Suspension Opportunities, Inc. (Episcopal Church of the Ascension)
- G. **Action** - Executive Regulation 7-09, Military Family Leave and other Family and Medical Leave amendments to Personnel Regulations (Ferber)
MFP Committee recommends approval.
- H. **Action** - Confirmation of County Executive appointments to the Board of Social Services: Ashok Batra, Carolyn Branson, G. Bruce Vanderver, Jarnitha Woodson (Ferber)
- I. **Action** - Confirmation of County Executive appointment to the Commission on Aging: Grace Whipple, Miriam Kelty (Ferber)
- J. **Action** - Confirmation of County Executive appointment to the Commission on Juvenile Justice: Lee Haller (Ferber)
- K. **Action** - Confirmation of County Executive appointments to the Commission on Landlord-Tenant Affairs: Tangela Bullock, Nancy Cohen, Laura Murray, Jan Patterson, Jon Cook, Luther Hinsley, David Peller (Ferber)
- L. **Action** - Confirmation of County Executive appointments to the Commission on People with Disabilities: Mark Maxin, Daphne Pallozzi, Stephen Riley, Judy Ann Hanger, Mark Winans, Irving Shapiro, William T. Markwood, Seth Morgan, Ana Torres-Davis (Ferber)
- M. **Action** - Confirmation of County Executive appointments to the Criminal Justice Coordinating Committee: Maurice Sessoms, Marlene Beckman, Patrick Hoover, Judith Whiton (Ferber)
- N. **Action** - Confirmation of County Executive appointment to the Department of Permitting Services Advisory Committee: Nancy Regelin (Ferber)
- O. **Action** - Confirmation of County Executive appointment to the Domestic Violence Coordinating Council: Shirley Brandman (Ferber)
- P. **Action** - Confirmation of County Executive appointment to the East County Citizens Advisory Board: Saschane Stephenson (Ferber)

(2) 9:45 **CONSENT CALENDAR** *(continued)*

- Q. **Action** - Confirmation of County Executive appointments to the Energy and Air Quality Advisory Committee: Kevin Allen, Edward Barbour, Jody Foster, Dwight French, Naomi Friedman, Steven Gibb, James McDonnell, J. Stephen Shaw, Paul Bubbosh (Ferber)
- R. **Action** - Confirmation of County Executive appointments to the Workforce Investment Board: Kate Garvey, Sandra Navidi, Harriet Shapiro (Ferber)
- S. **Action** - Confirmation of County Executive appointments to the Housing Opportunities Commission: Norman M. Dreyfuss, Pamela T. Lindstrom (Ferber)
- T. **Action** - Reappointment of Council representative to Nominating Committee for the Board of Trustees of Montgomery College: Evelyn Frankl (Ferber)
- U. **Action** - Resolution to amend Resolution 16-970 for the FY10 Designation of Entities for Non-Competitive Contract Award Status: Montgomery County Collaboration Council for Children, Youth and Families (McMillan)

9:50 **LEGISLATIVE SESSION Day # 36**

- A. Call of Bills for Final Reading
- (3) • **Expedited Bill 30-09**, Personnel - Guaranteed Retirement Income Plan - Retirement Savings Plan (Drummer)
MFP Committee recommends approval with amendments.

10:00 **DISTRICT COUNCIL SESSION**

- (4) A. **Action** - Germantown Sector Plan (Michaelson/Orlin)
- (5) B. **Introduction** - Zoning Text Amendment 09-08, Commercial Residential (CR) Zones - Establishment, sponsored by the District Council at the request of the Planning Board(Zyontz)
Action - Resolution to establish public hearing for 10/27/09 at 7:30 pm.
- (6) C. **Action** - Schematic Development Plan Amendment 08-1 (Zyontz)
Application No: Development Plan Amendment (DPA) 08-1
Applicant: Great Seneca Investments, LLC (Jody S. Kline, Attorney)
Property: 1.32 acres located on the east side of Great Seneca Highway and approximately 3,000 feet south of the intersection with Clopper Road, Germantown (Part of 117.73 gross tract area known as Village of Clopper's Mill East)
Action: 20 townhouses (including two MDPU's)
Recommendations: **Planning Staff:** Approve
Planning Board: Approve
Hearing Examiner: No Public Hearing/No Recommendation

- (7) 10:30 **ACTION** - Supplemental appropriation to the FY09 Capital Budget and amendment to the FY09-14 Capital Improvements Program for the Department of Police, Montgomery County Fire and Rescue Service, Montgomery County Public Schools, and Maryland-National Capital Park and Planning Commission - \$48,316,000 for Smart Growth Initiative - PSTA and Multi-Agency Service Park (Webb Tract) (Source: Interim Financing) (McMillan)
PS/T&E Committee recommendation will be available 9/17/09.
- (11) 11:00 **UPDATE** from DHHS Director Ahluwalia on Neighbors in Need/Neighborhood Network Initiative (McMillan)
- 11:30 **RECESS** 11:30 - Lunch Meeting with Montgomery County Planning Board (5CCR)
- (8) 1:30 **PUBLIC HEARING** - Resolution regarding Spending Affordability Guidelines for FY11 Capital Budget and FY11-16 Capital Improvements Program (Orlin)
MFP Committee worksession tentatively scheduled for 9/29/09.
- (9) 1:30 **PUBLIC HEARING** - Special appropriation to the MNCPPC's FY10 Operating Budget, Department of Parks, Enterprise Fund - \$150,000 for the Sligo Creek Golf Course (Source: General Fund) (Michaelson)
PHED Committee worksession will be scheduled at a later date.
- (10) 1:30 **PUBLIC HEARING/ACTION** - Resolution to approve memorandum of agreement authorizing Police Department to provide out-of-county services: Intergovernmental Cooperation Agreement with Pittsburgh, PA for the G20 Summit (Drummer)
- 3:00 **ADJOURN**
- (12) 7:30 **PUBLIC HEARING** - 2009-2011 Growth Policy (Orlin)
PHED Committee worksessions tentatively scheduled to begin 10/6/09.

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Sep 29, 2009	9:30 am	Regular Session
Sep 29, 2009	12:00 pm	Lunch with County Attorney
Oct 6, 2009	9:30 am	Regular Session
Oct 6, 2009	12:30 pm	Lunch with Washington Suburban Sanitary Commission
Oct 13, 2009	9:30 am	Regular Session
Oct 20, 2009	9:30 am	Regular Session
Oct 27, 2009	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

Sep 29, 2009

1:30 pm Supplemental appropriation to the County Government's FY10 Operating Budget, MCFRS - \$1,001,910 for (FEMA) National Urban Search and Rescue (US&R) Response System Grant

7:30 pm **Public forum** on Speed Control Strategies

Oct 6, 2009

1:30 pm Supplemental appropriation to the MNCPPC'S FY10 Capital Budget - \$2,214,000 for the Montgomery Regional Office Renovations

1:30 pm Amendment to the MNCPPC's FY09-14 Capital Improvements Program - \$1,385,681 for SilverPlace/MRO Headquarters Mixed-Use Project, to change the funding source from Certificates of Participation (COPs) to County Current Revenue

1:30 pm **Bill 33-09**, Inspector General - Attorney

1:30 pm FY11 WSSC Spending Control Limits

7:30 pm **Public forum** on Executive Regulation 03-09, Agricultural Land Preservation Easement Purchases (Building Lot Termination Easement Program)

NOTE: This forum was originally scheduled for September 17, 2009.

Oct 20, 2009

7:30 pm White Flint Sector Plan



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Montgomery County Council
Legislative Information Services

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Tuesday, September 22, 2009

Item Number	Note	Staff
Agenda Item #1	There were no Petitions received in LIS this week.	Lauer